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Attn: Examiner A. Elamin Group Art Unit 2116		

FROM:	Bernard L. Kleinke, Esq.
RE:	Applicant: John V. Smith, et al. Title: CONTROL SYSTEM AND METHOD FOR RACK MOUNTED COMPUTER UNITS Patent Application No.: 10/656,024 Filing Date: September 5, 2003
FILE NO.	7719-115
DATE:	April 4, 2005

DESCRIPTION OF DOCUMENT, COMMENT OR SPECIAL INSTRUCTIONS:
<p style="text-align: center;">SECRET</p>
NUMBER OF PAGES SENT: 11 (including cover sheet)

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Atty. Dkt. No. 7719-115

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: John V. Smith, et al.
Title: CONTROL SYSTEM AND METHOD
FOR RACK MOUNTED COMPUTER
UNITS
Appl. No.: 10/656,024
Filing Date: September 5, 2003
Examiner: Abdelmoniem I. Elamin
Art Unit: 2116

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Bernard L. Kleinke
(Printed Name)

Bernard L. Kleinke
(Signature)

INFORMATION DISCLOSURE STATEMENT TRANSMITTAL

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Transmitted herewith for filing are:

- ☒ Information Disclosure Statement Under Statement
Pursuant to 37 C.F.R. § 1.56.
- ☒ Form PTO/SB/08A with listed references.
- ☒ Copy of PCT International Search Report.
- ☒ Credit Card Payment Form.
- ☒ The Commissioner is hereby authorized to charge any additional fees
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Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Date:

4-4-2005

DUCKOR SPRADLING METZGER & WYNNE
A Law Corporation
401 West A Street, Suite 2400
San Diego, CA 92101-7915
Telephone: 619.231.3666
Facsimile: 619.231.6629
Email: kleinke@dsmwlaw.com

Respectfully submitted,

By



Bernard L. Kleinke
Attorney for Applicant
Registration No. 22,123

APR 04 2005

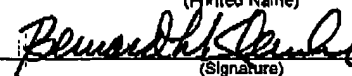
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Art Unit: 2116

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Bernard L. Kleinke
(Printed Name)
(Signature)**INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR §1.56**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Submitted herewith on Form PTO/SB/08A is a listing of documents known to Applicants in order to comply with Applicants' duty of disclosure pursuant to 37 CFR § 1.56.

The submission of any document herewith, which is not a statutory bar, is not intended as an admission that such document constitutes prior art against the claims of the present application or that such document is considered material to patentability as defined in 37 CFR § 1.56(b). Applicants do not waive any rights to take any action which would be appropriate to antedate or otherwise remove as a competent reference any document which is determined to be a *prima facie* art reference against the claims of the present application.

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Atty. Dkt. No. 7719-115

TIMING OF THE DISCLOSURE

The listed documents are being submitted before the mailing date of any final action under § 1.113, a notice of allowance under § 1.311, or an action that otherwise closes prosecution in the application, and it is accompanied by the fee set forth in § 1.17(p).

RELEVANCE OF EACH DOCUMENT

Any document listed on the attached PTO/SB/08A was cited as being relevant during the prosecution of the corresponding PCT Application No. PCT/US04/14145. A copy of the PCT International Search Report is attached setting forth the portion of each document considered relevant by the Examiner. Applicants respectfully request that any listed documents be considered by the Examiner and be made of record in the present application and that any initial copy of Form PTO/SB/08A be returned in accordance with MPEP § 609.

CERTIFICATION

The undersigned hereby certifies in accordance with 37 CFR § 1.97(e)(1) that each item of information contained in this information disclosure statement was cited in a communication from a foreign patent office and counterpart foreign application not more than three (3) months prior to filing this statement.

Atty. Dkt. No. 7719-115

PETITION AND FEE

It is hereby respectfully petitioned that the documents listed on the attached form PTO/SB/08A be considered by the Examiner and formally made of record. A petition fee in the amount of \$180.00 in accordance with 37 CFR § 1.17(p) is enclosed.


Date: 4-4-2005

DUCKOR SPRADLING METZGER & WYNNE
A Law Corporation
401 West A Street, Suite 2400
San Diego, California 92101-7915

Telephone No.: (619) 231-3666
Facsimile No.: (619) 231-6629
Email Address: kleinke@dsmwlaw.com

Respectfully submitted,

By



Bernard L. Kleinke
Attorney for Applicant
Registration No. 22,123

Atty. Dkt. No. 7719-115

**AUTHORIZATION TO PAY AND PETITION FOR THE
ACCEPTANCE OF ANY NECESSARY FEES**

The Commissioner is hereby authorized to charge any additional fees which may be required either now or in the future regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to the Deposit Account No. 502635 of DUCKOR SPRADLING METZGER & WYNNE. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to the Deposit Account No. 502635 of DUCKOR SPRADLING METZGER & WYNNE. If any charges or fees must be paid in connection with the foregoing, concurrent or future communication (including, but not limited to, the payment of an extension fee or issue fees), or if any overpayment is to be refunded in connection with the above-identified application, any such charges or fees, or any such overpayment may be respectfully paid out of, or into, the Deposit Account No. 502635 of DUCKOR SPRADLING METZGER & WYNNE. If any such payment also requires a petition or extension request, please construe this authorization to pay as the necessary petition or request, which is required to accompany the payment.

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A Law Corporation
401 West A Street, Suite 2400
San Diego, California 92101-7915

Telephone No.: (619) 231-3666
Facsimile No.: (619) 231-6629
Email Address: kleinke@dsmwlaw.com

Respectfully submitted,

By Bernard L. Kleinke

Bernard L. Kleinke
Attorney for Applicant
Registration No. 22,123

Examiner Signature		Date Considered	
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This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

PAGE 8/11 * RCVD AT 4/4/2005 7:22:32 PM [Eastern Daylight Time] * SVR:USPTO-EFXRF-1/1 * DNIS:8729306 * CSID:6192316629 * DURATION (mm:ss):03:12

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